

CAROLEE G. KILDUFF, ESQ., SBN 107232

(SPACE BELOW FOR FILING STAMP ONLY)

CORI R. SARNO, ESQ., SBN 230559

ANGELO, KILDAY & KILDUFF

Attorneys at Law

601 University Avenue, Suite 150

Sacramento, CA 95825

Telephone: (916) 564-6100

Telecopier: (916) 564-6263

Attorneys for Defendants,

SOLANO COUNTY, CHRISTINA ARROSTUTO

and MICHELE HARRIS

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

KATHLEEN McLAUGHLIN,

) Case No.: C 07-04359-MEJ

Plaintiff,

) **DEFENDANTS' NOTICE OF MOTION**

) **AND MOTION TO DISMISS FOR**

vs.

) **IMPROPER VENUE OR TO TRANSFER**

) **TO THE EASTERN DISTRICT**

SOLANO COUNTY, CHRISTINA LINVILLE)

aka CHRISTINA ARAGUSTO, MICHELE

) **DATE: NOVEMBER 29, 2007**

HARRIS and DOES 1 through 5, inclusive,

) **TIME: 10:00 A.M.**

) **ROOM: B**

Defendants.

)

) **THE HONORABLE MARIA-ELENA JAMES**

PLEASE TAKE NOTICE that on November 29, 2007, at 10:00 a.m. or as soon thereafter as the matter may be heard in Courtroom B of the above entitled Court, Defendants SOLANO COUNTY, CHRISTINA ARROSTUTO (erroneously sued as CHRISTINA ARAGUSTO and previously known as CHRISTINA LINVILLE) and MICHELE HARRIS will, and hereby do, move for an order dismissing Plaintiff's Complaint pursuant to Federal Rule of Civil Procedure 12(b)(3) or, in the alternative, for an order transferring venue to the United States District Court for the Eastern District of California. The motion will be made upon the grounds that Plaintiff's complaint was filed improperly in the United States District Court for the Northern District of

1 California since venue for matters arising in Solano County is in the Eastern District.

2
3 Dated: October 12, 2007

ANGELO, KILDAY & KILDUFF

4 */s/ Carolee G. Kilduff*

5 By: _____

CAROLEE G. KILDUFF

CORI R. SARNO

Attorneys for Defendants,

SOLANO COUNTY, CHRISTINE

ARROSTUTO and MICHELE HARRIS

6
7
8 I:\CGK\McLAUGHLIN\PLDGS:NoticePsAs.MotDismiss
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28